



General Assembly

**Substitute Bill No. 366**

February Session, 2010

\* \_\_\_\_SB00366GAE\_\_031810\_\_ \*

**AN ACT CONCERNING PARTICIPATION BY THE STAFF AND  
MEMBERS OF THE CITIZEN'S ETHICS ADVISORY BOARD IN  
POLITICAL CAMPAIGNS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 1-80 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2010*):

3 (a) There shall be an Office of State Ethics that shall be an  
4 independent state agency and shall constitute a successor agency to the  
5 State Ethics Commission, in accordance with the provisions of sections  
6 4-38d and 4-39. Said office shall consist of an executive director,  
7 general counsel, ethics enforcement officer and such other staff as  
8 hired by the executive director. Within the Office of State Ethics, there  
9 shall be the Citizen's Ethics Advisory Board that shall consist of nine  
10 members, appointed as follows: One member shall be appointed by the  
11 speaker of the House of Representatives, one member by the president  
12 pro tempore of the Senate, one member by the majority leader of the  
13 Senate, one member by the minority leader of the Senate, one member  
14 by the majority leader of the House of Representatives, one member by  
15 the minority leader of the House of Representatives, and three  
16 members by the Governor. Members of the board shall serve for four-  
17 year terms which shall commence on October 1, 2005, except that  
18 members first appointed shall have the following terms: The Governor  
19 shall appoint two members for a term of three years and one member

20 for a term of four years; the majority leader of the House of  
21 Representatives, minority leader of the House of Representatives and  
22 the speaker of the House of Representatives shall each appoint one  
23 member for a term of two years; the president pro tempore of the  
24 Senate, the majority leader of the Senate and the minority leader of the  
25 Senate shall each appoint one member for a term of four years. No  
26 individual shall be appointed to more than one four-year term as a  
27 member of the board, provided, members may not continue in office  
28 once their term has expired and members first appointed may not be  
29 reappointed. No more than five members shall be members of the  
30 same political party. The members appointed by the majority leader of  
31 the Senate and the majority leader of the House of Representatives  
32 shall be selected from a list of nominees proposed by a citizen group  
33 having an interest in ethical government. The majority leader of the  
34 Senate and the majority leader of the House of Representatives shall  
35 each determine the citizen group from which each will accept such  
36 nominations. One member appointed by the Governor shall be  
37 selected from a list of nominees proposed by a citizen group having an  
38 interest in ethical government. The Governor shall determine the  
39 citizen group from which the Governor will accept such nominations.

40 (b) All members shall be electors of the state. No member shall be a  
41 state employee. No member or employee of such board shall (1) hold  
42 or campaign for any public office; (2) have held public office or have  
43 been a candidate for public office for a three-year period prior to  
44 appointment; (3) hold office in any political party or political  
45 committee or be a member of any organization or association  
46 organized primarily for the purpose of influencing legislation or  
47 decisions of public agencies; or (4) be an individual who is a registrant  
48 as defined in subsection (q) of section 1-91.

49 (c) Any vacancy on the board shall be filled by the appointing  
50 authority having the power to make the original appointment. An  
51 individual selected by the appointing authority to fill a vacancy shall  
52 be eligible for appointment to one full four-year term thereafter. Any  
53 vacancy occurring on the board shall be filled within thirty days.

54 (d) The board shall elect a chairperson who shall, except as  
55 provided in subsection (b) of section 1-82 and subsection (b) of section  
56 1-93, preside at meetings of the board and a vice-chairperson to  
57 preside in the absence of the chairperson. Six members of the board  
58 shall constitute a quorum. Except as provided in subdivision (3) of  
59 subsection (a) of section 1-81, subsections (a) and (b) of section 1-82,  
60 subsection (b) of section 1-88, subdivision (5) of section 1-92,  
61 subsections (a) and (b) of section 1-93 and subsection (b) of section 1-  
62 99, a majority vote of the members shall be required for action of the  
63 board. The chairperson or any three members may call a meeting.

64 (e) Any matter before the board, except hearings held pursuant to  
65 the provisions of subsection (b) of section 1-82 or subsection (b) of  
66 section 1-93, may be assigned by the board to two of its members to  
67 conduct an investigation or hearing, as the case may be, to ascertain  
68 the facts and report thereon to the board with a recommendation for  
69 action.

70 (f) Members of the board shall be compensated at the rate of two  
71 hundred dollars per day for each day they attend a meeting or hearing  
72 and shall receive reimbursement for their necessary expenses incurred  
73 in the discharge of their official duties.

74 (g) The board shall not be construed to be a board or commission  
75 within the meaning of section 4-9a.

76 (h) The members and employees of the Citizen's Ethics Advisory  
77 Board and the Office of State Ethics shall adhere to the following code  
78 of ethics under which the members and employees shall: (1) Observe  
79 high standards of conduct so that the integrity and independence of  
80 the Citizen's Ethics Advisory Board and the Office of State Ethics may  
81 be preserved; (2) respect and comply with the law and conduct  
82 themselves at all times in a manner which promotes public confidence  
83 in the integrity and impartiality of the board and the Office of State  
84 Ethics; (3) be faithful to the law and maintain professional competence  
85 in the law; (4) be unswayed by partisan interests, public clamor or fear

86 of criticism; (5) maintain order and decorum in proceedings of the  
87 board and Office of State Ethics; (6) be patient, dignified and courteous  
88 to all persons who appear in board or Office of State Ethics  
89 proceedings and with other persons with whom the members and  
90 employees deal in their official capacities; (7) refrain from making any  
91 statement outside of a board or Office of State Ethics proceeding,  
92 which would have a likelihood of prejudicing a board or Office of State  
93 Ethics proceeding; (8) refrain from making any statement outside of a  
94 board or Office of State Ethics proceeding that a reasonable person  
95 would expect to be disseminated by means of public communication if  
96 the member or employee should know that such statement would  
97 have a likelihood of materially prejudicing or embarrassing a  
98 complainant or a respondent; (9) preserve confidences of complainants  
99 and respondents; (10) exercise independent professional judgment on  
100 behalf of the board and Office of State Ethics; and (11) represent the  
101 board and Office of State Ethics competently.

102 (i) No member or employee of the board or Office of State Ethics  
103 may (1) make a contribution, as defined in section 9-601a, to any  
104 [person] public official, state employee or candidate for public office  
105 subject to the provisions of this part; or (2) participate in the political  
106 campaign of any candidate for public office subject to the provisions of  
107 this part, including, but not limited to, (A) publicly endorsing or  
108 opposing a candidate; (B) organizing, selling tickets to, promoting or  
109 actively participating in a fund raising activity of a candidate, a  
110 political party or a political committee; (C) directly or indirectly  
111 soliciting, receiving, collecting, handling, disbursing or accounting for  
112 contributions or other funds for the political campaign of any  
113 candidate for public office; (D) soliciting votes in support of or in  
114 opposition to a candidate on behalf of the political campaign of any  
115 candidate for public office; and (E) providing any other compensated  
116 or uncompensated services for the political campaign of any candidate  
117 for public office.

118 (j) Members of the board shall recuse themselves from participating  
119 in any proceeding or matter undertaken pursuant to this chapter that

120 involves the person who appointed such member to the board.

121 (k) No member of the board may represent any business or person,  
122 other than himself or herself, before the board for a period of one year  
123 following the end of such member's service on the board. No business  
124 or person that appears before the board shall employ or otherwise  
125 engage the services of a former member of the board for a period of  
126 one year following the end of such former member's service on the  
127 board.

128 (l) No member of the board may hold any other position in state  
129 employment for a period of one year following the end of such  
130 member's service on the board, including, but not limited to, service as  
131 a member on a state board or commission, service as a judge of the  
132 Superior Court or service as a state agency commissioner.

133 (m) Upon request of any aggrieved party, the board shall delay the  
134 effect of any decision rendered by the board for a period not to exceed  
135 more than seven days following the rendering of such decision.

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| This act shall take effect as follows and shall amend the following sections: |  |  |
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| Section 1 | <i>July 1, 2010</i> | 1-80 |
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**GAE**      *Joint Favorable Subst.*